

*TJW*

**U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE**

**TRANSMITTAL LETTER AND  
REQUEST FOR EXTENSION OF  
TIME PURSUANT TO 37 C.F.R.  
1.136 (a)**

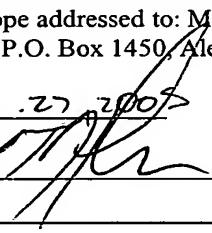
Docket Number  
**11443/160**

Application Number <b>10/785,672</b>	Filing Date <b>February 23, 2004</b>	Examiner <b>Gloria R. Weeks</b>	Art Unit <b>3721</b>
Invention Title <b>SURGICAL CUTTING AND STAPLING DEVICE</b>		Inventors <b>WHITMAN et al.</b>	

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Date: Oct. 27, 2005

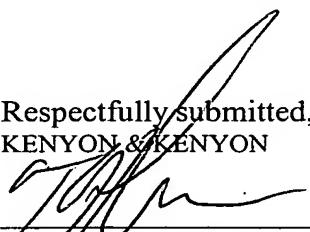
Signature: 

Sir:

1. Transmitted herewith for filing is a response to the Restriction Requirement mailed July 22, 2005, for the above-identified application.

2. Applicant hereby requests a **three-month extension of time** to respond to the Office Action mailed July 22, 2005 which set a one-month period for response ending on August 22, 2005. The three-month extended period for response expires on November 22, 2005. Please charge the **\$510.00** extension fee and any additional fees to the deposit account of Kenyon & Kenyon, deposit account number 11-0600. A duplicate of this transmittal letter is enclosed for that purpose.

Respectfully submitted,  
**KENYON & KENYON**

  
Thomas C. Hughes  
(Reg. No. 42,674)

Date: Oct. 27, 2005  
11/01/2005 AKELECH1 00000048 110600 10785672  
01 FC:2253 510.00 DA

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